

**Stipulated Award
NASD Dispute Resolution**

In the Matter of the Arbitration Between:

Name of the Claimant

Arthur A. Jones, III, Individually and as
the Representative of Birmingham
Radiology Group, P.C.

Case Number: 02-04757

Names of the Respondents

A.G. Edwards & Sons, Inc.
David H. Anthony

Hearing Site: Atlanta, Georgia

Nature of the Dispute: Customer vs. Member and Associated Person.

REPRESENTATION OF PARTIES

For Arthur A. Jones, III, Individually and as the Representative of Birmingham Radiology Group, P.C., hereinafter referred to as "Claimant": James S. Ward, Esq. and Kenneth Joe Wilson, Esq., Corley, Moncus & Ward, P.C., Birmingham, AL.

For A.G. Edwards & Sons, Inc. and David H. Anthony, hereinafter collectively referred to as "Respondents": Jeffrey W. Coverdell, Esq. and William S. Port, Esq., A.G. Edwards & Sons, Inc., St. Louis, MO.

CASE INFORMATION

Statement of Claim filed on or about: August 7, 2002.

Claimant signed the Uniform Submission Agreement: August 6, 2002.

Statement of Answer filed by Respondents on or about: October 7, 2002.

Respondent A.G. Edwards & Sons, Inc. signed the Uniform Submission Agreement: October 2, 2002.

Respondent David H. Anthony signed the Uniform Submission Agreement: September 4, 2002.

CASE SUMMARY

Claimant asserted Respondents mishandled Claimant's accounts and/or made certain transactions without Claimant's consent and/or authorization, including but not limited to negligently and/or wantonly purchasing and/or trading certain shares of stock, namely shares of FEET, ATHM and CMGI, to Claimant's detriment and thereby breaching the agreement between Claimant and Respondents. Further, Claimant asserted Respondents failed to disclose relevant information relating to said trades and/or purchases to Claimant.

Unless specifically admitted in their Answer, Respondents denied the allegations of wrongdoing set forth in the Statement of Claim and asserted various affirmative defenses.

RELIEF REQUESTED

Claimant requested damages of \$145,253.47, punitive damages, pre-judgment interest at the rate of 6% per annum and post-judgment interest at the rate of 12% per annum, attorneys' fees and costs.

Respondents requested dismissal of the Statement of Claim in its entirety, awarding Respondents their costs and fees associated with the defense of this matter, including reasonable attorneys' fees, and such other and further relief as the panel deemed just and proper.

OTHER ISSUES CONSIDERED AND DECIDED

The parties agreed that the Stipulated Award in this matter may be executed in counterpart copies or that a handwritten, signed Stipulated Award may be entered.

On or about September 19, 2003, Claimant advised NASD Dispute Resolution that the matter had settled. Thereafter, on or about October 1, 2003, the parties filed with NASD Dispute Resolution a proposed Stipulated Award for execution by the arbitration panel.

AWARD

After considering the pleadings, the proposed Stipulated Award and the record in this matter, and in lieu of a hearing and upon motion of all parties for entry of a Stipulated Award, the undersigned arbitrators (the "Panel") have decided in full and final resolution of the issues submitted for determination as follows:

1. The parties have entered into a confidential settlement agreement.
2. The Claimant has dismissed all claims with prejudice against Respondents.
3. The Panel recommends the expungement of all references to the above captioned arbitration from Respondent David H. Anthony's registration records maintained by the NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notices to Members 99-09 and 99-54, Respondent David H. Anthony must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.
4. All other requests for relief are hereby denied

FEES

Pursuant to the NASD Code of Arbitration Procedure (the "Code"), the following fees are assessed:

Filing Fees

NASD Dispute Resolution, Inc. will retain or collect the non-refundable filing fees for each claim:

Initial claim filing fee = \$300.00

Member Fees

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm that employed the associated person(s) at the time of the events giving rise to the dispute. In this matter, the member firm is a party.

Member Surcharge	= \$1,700.00
Pre-Hearing Process Fee	= \$750.00
Hearing Process Fee	= \$2,750.00
Total Member Fees	= \$5,200.00

Forum Fees and Assessments

The Panel assesses forum fees for each hearing session conducted. A hearing session is any meeting between the parties and the arbitrator(s), including a pre-hearing conference with the arbitrator(s), that lasts four (4) hours or less. Forum fees associated with these proceedings are:

One Pre-hearing session with an arbitrator @ 450.00	= \$450.00
Pre-hearing conference: August 15, 2003	

One Pre-hearing session with the Panel @ \$1,125.00	= \$1,125.00
March 26, 2003	

Total Forum Fees	= \$1,575.00
------------------	--------------

Pursuant to the agreement of the parties, the Panel has assessed \$787.50 of the forum fees to Claimant and \$787.50 of the forum fees to Respondents, jointly and severally.

Administrative Costs

Administrative costs are expenses incurred due to a request by a party for special service beyond the normal administrative services. These include, but are not limited to, additional copies of arbitrator awards, copies of audio transcripts, retrieval of documents from archives, interpreters, and security.

No administrative costs were incurred in this matter.

FEE SUMMARY

Claimant is solely liable for:

Initial Filing Fee	= \$300.00
Forum Fees	= \$787.70
Retained Hearing Session Deposit (10332f)	= \$337.50
Total Fees	= \$1,425.00
Less payments	= \$1,425.00

Balance Due NASD Dispute Resolution	= \$0.00
-------------------------------------	----------

Respondent A.G. Edwards & Sons, Inc. is solely liable for:

Member Fees	= \$5,200.00
-------------	--------------

Total Fees	= \$5,200.00
------------	--------------

Less payments	= \$5,200.00
---------------	--------------

Balance Due NASD Dispute Resolution	= \$0.00
-------------------------------------	----------

Respondents are jointly and severally liable for:

Forum Fees	= \$787.50
------------	------------

Total Fees	= \$787.50
------------	------------

Less payments	= \$0.00
---------------	----------

Balance Due NASD Dispute Resolution	= \$787.50
-------------------------------------	------------

All balances are payable to NASD Dispute Resolution and are due upon receipt pursuant to Rule 10330(g) of the Code.

ARBITRATION PANEL

David D. Brown, Esq.	-	Public Arbitrator, Presiding Chair
Ralph S. Paden	-	Public Arbitrator
Barbara Marie Bantivoglio	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

_____/S/
David D. Brown, Esq.
Public Arbitrator, Presiding Chair

Signature Date

_____/S/
Ralph S. Paden
Public Arbitrator

Signature Date

_____/S/
Barbara Marie Bantivoglio
Non-Public Arbitrator

Signature Date

October 24, 2003
Date of Service (For NASD Dispute Resolution office use only)

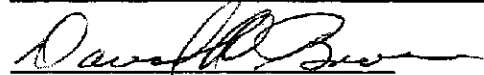
Balance Due NASD Dispute Resolution	= \$0.00
Respondent A.G. Edwards & Sons, Inc. is solely liable for:	
Member Fees	= \$5,200.00
Total Fees	= \$5,200.00
Less payments	= \$5,200.00
Balance Due NASD Dispute Resolution	= \$0.00
Respondents are jointly and severally liable for:	
Forum Fees	= \$787.50
Total Fees	= \$787.50
Less payments	= \$0.00
Balance Due NASD Dispute Resolution	= \$787.50

All balances are payable to NASD Dispute Resolution and are due upon receipt pursuant to Rule 10330(g) of the Code.

ARBITRATION PANEL

David D. Brown, Esq.	-	Public Arbitrator, Presiding Chair
Ralph S. Paden	-	Public Arbitrator
Barbara Marie Bantivoglio	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures



David D. Brown, Esq.
Public Arbitrator, Presiding Chair

10 / 16 / 03
Signature Date

Ralph S. Paden
Public Arbitrator

Signature Date

Barbara Marie Bantivoglio
Non-Public Arbitrator

Signature Date

Date of Service (For NASD Dispute Resolution office use only)

Balance Due NASD Dispute Resolution	= \$0.00
-------------------------------------	----------

Respondent A.G. Edwards & Sons, Inc. is solely liable for:

Member Fees	= \$5,200.00
-------------	--------------

Total Fees	= \$5,200.00
------------	--------------

Less payments	= \$5,200.00
---------------	--------------

Balance Due NASD Dispute Resolution	= \$0.00
-------------------------------------	----------

Respondents are jointly and severally liable for:

Forum Fees	= \$787.50
------------	------------

Total Fees	= \$787.50
------------	------------

Less payments	= \$0.00
---------------	----------

Balance Due NASD Dispute Resolution	= \$787.50
-------------------------------------	------------

All balances are payable to NASD Dispute Resolution and are due upon receipt pursuant to Rule 10330(g) of the Code.

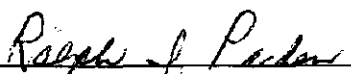
ARBITRATION PANEL

David D. Brown, Esq.	-	Public Arbitrator, Presiding Chair
Ralph S. Paden	-	Public Arbitrator
Barbara Marie Bantivoglio	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

David D. Brown, Esq.
Public Arbitrator, Presiding Chair

Signature Date


Ralph S. Paden
Public Arbitrator

10-20-03
Signature Date

Barbara Marie Bantivoglio
Non-Public Arbitrator

Signature Date

Date of Service (For NASD Dispute Resolution office use only)

Balance Due NASD Dispute Resolution	= \$0.00
Respondent A.G. Edwards & Sons, Inc. is solely liable for:	
Member Fees	= \$5,200.00
Total Fees	= \$5,200.00
Less payments	= \$5,200.00
Balance Due NASD Dispute Resolution	= \$0.00
Respondents are jointly and severally liable for:	
Forum Fees	= \$787.50
Total Fees	= \$787.50
Less payments	= \$0.00
Balance Due NASD Dispute Resolution	= \$787.50

All balances are payable to NASD Dispute Resolution and are due upon receipt pursuant to Rule 10330(g) of the Code.

ARBITRATION PANEL

David D. Brown, Esq.	-	Public Arbitrator, Presiding Chair
Ralph S. Paden	-	Public Arbitrator
Barbara Marie Bantivoglio	-	Non-Public Arbitrator

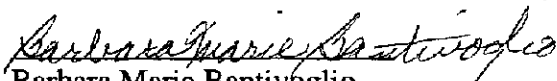
Concurring Arbitrators' Signatures

David D. Brown, Esq.
Public Arbitrator, Presiding Chair

Signature Date

Ralph S. Paden
Public Arbitrator

Signature Date


Barbara Marie Bantivoglio
Non-Public Arbitrator

15 October 2003
Signature Date

Date of Service (For NASD Dispute Resolution office use only)